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| STATE OF RHODE ISLAND<br>AND PROVIDENCE PLANTATIONS | :<br>: | |
| DEPARTMENT OF HEALTH<br>DIVISION OF EMERGENCY MEDICAL<br>SERVICES | :<br>:<br>: | EMS File 99-010F |
| vs. | : | |
| SCOTT WEBER | : | |

CONSENT ORDER

Pursuant to Chapter 23-4.1 of the General Laws of the State of Rhode Island, 1956, as Amended and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health, Division of Emergency Medical Services (hereinafter ("Department"), has investigated a complaint charging Scott Weber, EMT-C (hereinafter Respondent), with a violation of the Rules and Regulations Relating to Emergency Medical Services (R23-4.1-EMS).

After careful consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent:

1) Respondent is an Emergency Medical Technician-Cardiac licensed to practice emergency medical services in the State of Rhode Island.

2) That at all pertinent times Respondent was employed by the New England Ambulance Service, Inc., Cranston, Rhode Island.

3) That on or about December 18, 1997, you failed to deliver a patient to safe haven and/or transfer the patient to another responsible party.

4) That the conduct described in paragraph three (3) herein constitutes unprofessional conduct as defined in Section 16.1 (e) of the Rules and Regulations Relating to Emergency Medical Services (R23-4.1-EMS).

The parties agree as follows:

1. Respondent is an Emergency Medical Technician-Cardiac and able to conduct business under and by virtue of the laws of the State of Rhode Island. Respondent's mailing address is 12 Topeka Street, Cranston, R.I. 02920.

2. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department.

3. Respondent has read this Consent Order and understands that it is a proposal of the Department and is subject to final ratification by the Department. This Consent Order and the contents thereof are not binding on Respondent until final ratification by the Department.

4. Respondent hereby acknowledges and waives:

   a) The right to appear personally or by counsel or both before the Department;

   b) The right to produce witnesses and evidence in his behalf at a hearing;

   c) The right to cross-examine witnesses;

   d) The right to have subpoenas issued by the Department:

   e) The right to further procedural steps except for those specifically contained herein;

   f) Any and all rights of appeal of this Consent Order;

   g) Any objection to the fact that this Consent Order will be presented to the Department for consideration and review;

h) Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;

i) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Department.

5. This Consent Order shall become a part of the public record of this proceeding once it is accepted by all parties.

6. Respondent neither admits nor denies the matters forming the basis of this Consent Order but enters into this Consent Order in order to avoid protracted litigation.

7. Failure to comply with the Consent Order, once signed and accepted, shall subject the Respondent to further disciplinary action.

8. That Respondent shall receive a written reprimand for his actions in this matter.

9. That Respondent shall serve at least a twelve (12) month period of probation subject to the terms and conditions set forth in this Consent Order.

10. That said probationary period shall commence upon execution of the Consent Order and will abate for the duration of any period in which Respondent ceases to be employed and/or performs volunteer services as an Emergency Medical Technician.

11. That during the period of probation should Respondent fail to comply with the provisions of Chapter 23-4.1 and/or the "Rules and Regulations Relating to Emergency Medical Services", or any of the terms of this Consent Order, the

Department shall initiate appropriate action with respect to Respondent's licensure status.

12. That during the period of probation, Respondent's employers, including the Chief of the licensed Ambulance Service for which he is employed and/or serves as a volunteer, shall submit to the Department reports every six (6) months relating to Respondent's conduct and performance. That it shall be the responsibility of Respondent to have his employers submit said reports.

13. That during the period of probation should Respondent change employment and/or volunteer service, he shall notify the Department forthwith of said change including the name and address of the new employers and/or licensed ambulance service and the reason for the change in employment.

14. That a copy of this Consent Order shall be forwarded by the Department to Respondent's current employer(s) and/or volunteer service and all future employer(s) and/or volunteer service during the period of probation.

15. That this Consent Order shall obviate the necessity for a hearing on the matters forming the basis for this Consent Order.

16. That should Respondent comply with the laws and regulations governing the practice of emergency medical services during the twelve (12) month period of probation and comply with the requirements of this Consent Order, he may apply to the Department for a termination of the probation.

17. That should Respondent fail to comply with the laws and regulations governing the practice of emergency medical services and/or fail to comply with the terms

of this Consent Order, his license as an Emergency Medical Technician shall be subject to suspension or other appropriate disciplinary action.

Signed this 7th day of December.

Witness

Scott Weber, EMT-C

Ratified as an order of the Department on this 10th day of December, 2007.

Dated: Dec. 10, 2007

Peter Leary, Chief
Division of Emergency Medical Services

Dated: Dec 10, 2001

Nikki Samaras Deary, Chief
Health Professions Regulation

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DIVISION OF EMERGENCY MEDICAL SERVICES